

**Disaggregation Procedure
Working Session
2-21-02**

Disaggregation Rule: 47 CFR 54.315

Disaggregation Deadline 15 May 2002

Company Options:

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| Path 1 (subpart b) | certify no disaggregation |
| Path 2 (subpart c) | regulatory approval of disaggregation plan |
| Path 3 (subpart d) | self-certification of disaggregation plan |

State Commission role contemplated by FCC:

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| Path 1 | receive certifications from companies |
| Path 2 | approve disaggregation plans |
| Path 3 | receive self-certified plans from companies |

Companies not regulated by state commissions may file any option directly with FCC.

PSC role dependent on statutory authority. Situation is similar to certification process for use of universal service funding. If PSC has decision making authority, notice of opportunity should be issued prior to exercising authority. If no decision making is contemplated or authorized, no notice need be issued and no approval could be given.

Staff Recommendation:

Assuming no authority to approve or reject disaggregation plans, receive certifications from any companies following Paths 1 or 3 that want to file them at the state level. Notify any companies filing under Path 2 at the state level that state approval is not available and certifications must be made to the FCC. In the alternative, notify companies up front that all filings and certifications should be made directly to the FCC.